

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Irrigation & C.A.D. Department – Allegation of acquisition of assets disproportionate to the known sources of his legal income against Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), formerly worked in the Office of A.M.R.S.L.B.C. Project Circle No.1, Nalgonda district - Departmental Proceedings under Rule 20 of A.P. Civil Services (Classification, Control & Appeal) Rules, 1991 – Initiated – Charge held proved – Imposition of major penalty of 5% cut in pension for a period of five (5) years on Sri. Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 141 .

Dated: 06 .12.2012.

Read the following:-

- 1) Radio Message received from the Deputy Superintendent of Police, Anti Corruption Bureau, City Range-I, Hyderabad, dated 24.11.2008.
- 2) U.O. Note No.32911/Ser.VI(1)/2008-1, dated 26.03.2009 of Irrigation & CAD (Ser.VI-1) Department.
- 3) G.O.Rt.No.1655, Irrigation & CAD (Ser.II) Department, dated 26.10.2009.
- 4) G.O.Rt.No.39, Irrigation & CAD (Ser.VI-1) Department, dated 13.01.2011.
- 5) Written Statement of Defence submitted by Sri A. Venkat Reddy, Deputy Superintending Engineer, dated 21.01.2011.
- 6) G.O.Rt.No.192, Irrigation & CAD (Ser.VI-1) Department, dated 03.03.2011.
- 7) G.O.Rt.No.292, Irrigation & CAD (Ser.VI-1) Department, dated 26.03.2011.
- 8) G.O.Rt.No.782, Irrigation & CAD (Ser.VI-1) Department, dated 29.07.2011.
- 9) Inquiry Report received from Sri Sharath Chander Reddy, Chief Engineer, Nagarjuna Sagar Project, Hill Colony, Nalgonda District, Letter No.CE/NSP/ HC/E.1(1)/ 4105/11, dated 05.11.2011.
- 10) Govt. Memo.No.32911/Ser.VI(1)/2008-17, dated 15.11.2011 of Irrigation & CAD (Ser.VI-1) Department.
- 11) From Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), representation dated 05.12.2011.
- 12) Govt. Memo.No.32911/Ser.VI(1)/2008-21, dated 11.07.2012 of Irrigation & CAD (Ser.VI-1) Department.
- 13) From Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) representation, dated 08.08.2012.
- 14) Govt. Letter No.32911/Ser.VI(1)/2008-22, dated 06.11.2012 of Irrigation & CAD (Ser.VI-1) Department.
- 15) From the Secretary, A.P. Public Service Commission, Hyderabad, Letter No. 2066/RT/2/2012, dated 22.11.2012.

* * *

ORDER:-

In the reference 1st read above, it has been brought to the notice of Government that a Disproportionate Assets case was registered by the Anti-Corruption Bureau authorities against Sri. Anthireddy Venkat Reddy, formerly Executive Engineer, Major and Medium Projects Investigation, Red Hills, Hyderabad, as he had acquired assets disproportionate to the known sources of his legal income. Accordingly, in the reference 2nd read above, the Irrigation & CAD (Ser.II) Department were requested to transfer the accused officer Sri Anthireddy Venkat Reddy, Executive Engineer, Office of the Major & Medium Projects Investigation, Red Hills, Hyderabad, from the present place of working and to post him in a non-focal post far away from Hyderabad and Ranga Reddy district, as per the instructions issued in Govt. Memo. No.623/Spl.C/2008-3, dated 15.10.2008 of General Administration (Spl.C) Department.

(P.T.O.)

2. In the reference 3rd read above, orders were issued, transferring Sri Anthireddy Venkat Reddy and posted him as Deputy Superintending Engineer, A.M.R.S.L.B.C. Project Circle No.1, Nalgonda in the existing vacancy.

3. In the reference 4th read above, departmental action was initiated against the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer, A.M.R.S.L.B.C. Project Circle No.1, Nalgonda by issuing Articles of Charges framed against him, for violation of A.P. Civil Services (Conduct) Rules, 1964.

4. In the reference 5th read above, the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer in his written statement of defence has stated among other things and requested to consider his case sympathetically and to drop further action against him in view of his track record and ensuing his retirement in the interest of justice.

5. In the reference 6th read above, orders were issued, appointing Sri Sharath Chander Reddy, Chief Engineer, Nagarjuna Sagar Project, Hill Colony, Nalgonda as Inquiring Authority, for conducting departmental inquiry into the charges framed against Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer.

6. In the G.O. 7th read with G.O. 8th read above, orders were issued, appointing Sri S. Sai Krishna, Deputy Superintendent of Police, Anti-Corruption Bureau, City Range-I, Hyderabad as the Presenting Officer in place of Sri K.S.N. Murthy, Deputy Superintendent of Police.

7. In the reference 9th read above, Sri Sharath Chander Reddy, Chief Engineer & Inquiring Authority, Nagarjuna Sagar Project, Hill Colony, Nalgonda in his Inquiry report dated 05.11.2011 held that the accused officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer has failed in submitting Annual Property Returns and in obtaining permission for acquiring movable property in his name and in the name of his wife, which attracts the C.C.A. Rules.

8. In the reference 10th read above, while enclosing a copy of the report of the Inquiring Authority, the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) was directed to show cause as to why a major penalty should not be imposed against him and submit his representation if any, within (15) days for taking further action in the matter.

9. In the reference 11th read above, the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) in his representation has stated among other things and requested to consider his case in light of his track record and to drop further action against him in the interest of justice.

10. After examining the matter, it has been observed that the son and daughter-in-law of the accused officer are not dependents. They are working in another country of their own volition. Bonafide income earned by them and tax-deducted at source in another country could be legally bank-transferred through an N.R.I. account to the accused officer. It seems to be an innocuous omission on the part of the accused officer, to not intimate Government of the receipt of income earned abroad by his son and daughter-in-law, and not obtaining prior permission for making use of that income for purchase of house-sites. Notwithstanding the same, an omission is an omission and ignorance of law cannot be put forth as an excuse. Therefore, a provisional decision has been taken to impose a major penalty of 5% cut in pension for a period of five (5) years against the charged officer Sri A. Venkat Reddy, Deputy Superintending Engineer. Accordingly, in the
Contnd...3.

reference 12th read above, while indicating the quantum of above said punishment, the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) was directed to submit his representation if any, on the proposed punishment, within a period of (15) days for taking further action in the matter.

11. In the reference 13th read above, the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.) in his representation has stated among other things that as per the case law, acts of omission or negligence cannot be equated to misconduct since misconduct arises out of ill-motive. Therefore, the observation of disciplinary authority does not stand to any standards of scrutiny and requested to consider his case and to drop further action against him in the interest of justice.

12. As no new ground put-forth by the charged officer in his representation, the Secretary, A.P. Public Service Commission, Hyderabad was requested to obtain the concurrence of the Commission on the proposed major penalty of 5% cut in pension for a period of five (5) years on the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), formerly worked in the Office of AMRSLBC Project Circle No.1, Nalgonda District vide reference 14th read above.

13. In the reference 15th read above, the Secretary, A.P. Public Service Commission, Hyderabad has informed that the Commission agreed with the proposal of the Government, to impose the punishment of 5% cut in pension for a period of five (5) years against the charged officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), formerly worked in the Office of AMRSLBC Project Circle No.1, Nalgonda District.

14. Government have examined the entire matter carefully and decided to impose a major penalty of 5% cut in pension for a period of five (5) years against the charged Officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), formerly worked in the Office of AMRSLBC Project Circle No.1, Nalgonda District. Accordingly, Government hereby order to impose a major penalty of 5% cut in pension for a period of five (5) years against the charged Officer Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.), formerly worked in the Office of AMRSLBC Project Circle No.1, Nalgonda District.

15. A copy of the reference 15th read above is enclosed.

16. The receipt of the G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Anthireddy Venkat Reddy, Deputy Superintending Engineer (Retd.),
formerly worked in the Office of AMRSLBC Project Circle No.1,
Nalgonda District through the Engineer-in-Chief (AW),
Irrigation & CAD Dept., Hyderabad (w.e.).

The Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

Copy to: The Secretary, A.P. Public Service Commission, Hyderabad.

The Accountant General (A&E), A.P., Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commission,

A.P. Vigilance Commission, Hyderabad.

SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER